

BILL NO. Z-76-07- 31

ZONING MAP ORDINANCE NO. Z-13-76

AN ORDINANCE amending the City of
Fort Wayne Zoning Map No. AA-14.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY
OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is
hereby designated a B-3-B District under the terms of Chapter
36, Municipal Code of the City of Fort Wayne, Indiana, 1946,
as amended by General Ordinance No. 2836 and amendments thereof;
and the symbols of the City of Fort Wayne Zoning Map No. AA-14,
referred to therein, established by Section 9, Article III of
said Chapter as amended, are hereby changed accordingly, to-wit:

Part of Lot 7 in Godfrey's Partition of Out Lots
according to the plat thereof recorded in Plat
Book 1, page 2, partitioned by W.H. Godhorn and
J.S. Goshorn, Commissioners of Allen Circuit Court
as shown in Order Book No. 22, page 112, 142 of
said court; being a subdivision of Lots 3, 4, 7,
and 14.25 acres of land off the Northeasterly side
of Lot 2 of the subdivision of Richardville Reserve,
West of the St. Mary's River in Township 30 North,
Range 12 East, made by Lewis Newberger, Commissioner,
as recorded in Order Book "T", page 263, in Allen
Circuit Court, more particularly described as follows:

Commencing at the Southeast corner of said Lot No. 7;
thence North 76 degrees 44 minutes West along the
centerline of the original Lower Huntington Road,
a distance of 480.8 feet; thence North 13 degr.
16 min. East on a line which is at right angles with
said centerline of the original Lower Huntington Road,
a distance of 35.5 feet for the point of beginning
of the tract herein being described; thence continuing
North 13 degr. 16 min. East a distance of 139.5 feet;
thence South 76 degr. 44 min. East and parallel with
said center line of the original Lower Huntington Road,
a distance of 85 feet; thence South 13 degr. 16 min.
West a distance of 138.5 feet to a point on the new
North right-of-way line of Lower Huntington Road;
thence Northwestwardly along said new North right-
of-way line following a 10 degr. curve to the right,
a distance of 29 feet to the point of tangency of said
curve; thence North 76 degr. 44 min. West and parallel
with said center line of the original Lower Huntington
Road, a distance of 56 feet to the point of beginning,
in Allen County, Indiana, containing 0.27 of an acres
of land, more or less, together with part of Lot 7 in
Godfrey's Partition of Out Lots according to the plat
thereof recorded in Plat book 1, page 2, partitioned
by W. H. Goshorn and J. S. Goshorn, Commissioners of
Allen Circuit Court as shown in Order Book No. 22,
page 112, 142 of said court; being a subdivision of

APPROVED AS TO FORM
AND LEGALITY,

CITY ATTORNEY

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4 Lots 3, 4, 7, and 14.25 acres of land off the
5 Northeasterly side of Lot 2 of the subdivision
6 of Richardville Reserve, West of the St. Marys River
7 in Township 30 North, Range 12 East, made by Lewis
8 Newberger, Commissioner, as recorded in Order Book
9 "T", page 263, in Allen Circuit Court, more particu-
10 larly described as follows: Commencing at the
11 Southeast corner of said Lot No. 7; thence North 76
12 degr. 44 min. West along the center line of the
13 original Lower Huntington Road, a distance of 395.8 feet;
14 thence North 13 degr. 16 min. East on a line which is
15 at right angles with said center line of the original
16 Lower Huntington Road, a distance of 36.5 feet for the
17 point of beginning of the tract herein described; thence
18 continuing North 13 degr. 16 min. East a distance of
19 138.5 feet; thence South 76 degr. 44 min. East and
20 parallel with said center line of the original Lower
21 Huntington Road, a distance of 85 feet; thence South
22 13 degr. 16 min. West a distance of 127.5 feet to a
23 point on the new North right-of-way line of the Lower
24 Huntington Road; thence Northwestwardly along said new
25 North right-of-way line following a 10 degr. curve to
26 the right, a distance of 86 feet to the point of
27 beginning, containing 0.26 of an acres of land, more
28 or less.

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30 SECTION 2. This Ordinance shall be in full force and
31 effect from and after its passage, approval by the Mayor and
32 legal publication thereof.
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Read the first time in full and on motion by Nuckols, seconded by Jenkins, and duly adopted, read the second time by title and referred to the Committee on Regulation (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, the day of _____, 1976, at _____ o'clock P.M., E.S.T.

DATE: 7-27-76

Charles W. Minton
CITY CLERK

Read the third time in full and on motion by Nuckols, seconded by Jenkins, and duly adopted, placed on its passage.
PASSED ~~(lost)~~ by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
TOTAL VOTES	<u>4</u>	<u>0</u>			
BURNS	✓				
HINGA	✓				
HUNTER	✓				
MOSES	✓				
NUCKOLS	✓				
SCHMIDT, D.	✓				
SCHMIDT, V.	✓				
STIER	✓				
TALARICO	✓				

DATE: 9-14-76

Charles W. Minton
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION) ORDINANCE (RESOLUTION) No. 3-13-76 on the 14th day of Sept., 1976.
ATTEST: James Stier
(SEAL)

Charles W. Minton
CITY CLERK

James Stier
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 15th day of September, 1976, at the hour of 11:30 o'clock A. M., E.S.T.

Charles W. Minton
CITY CLERK

Approved and signed by me this 15th day of September, 1976, at the hour of 11:30 o'clock a. M., E.S.T.

Robert E. Cunningham
MAYOR

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on July 27, 1976, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-76-07-31; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

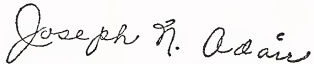
WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on August 16, 1976;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that a need has been shown for the Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the city, and the amendment will not be detrimental to and does not conflict with the overall city plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held August 23, 1976.

Certified and signed this
24th day of August, 1976.



Joseph N. Adair
Secretary

Bill No. Z-76-07-31

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance

Amending the City of Fort Wayne Zoning Map No. AA-14

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance cf PASS.

John Nuckols - Chairman

Paul M. Burns - Vice-Chairman

Vivian G. Schmidt

Winfield C. Moses, Jr.

Donald J. Schmidt

DATE 9-14-76 CONCURRED IN
CHARLES W. WESTERMAN, CITY CLERK

RECEIPT

Date

July 13 196

No.

6823.

Received From

James Pearson

Address

Fifty dollars

Dollars

\$50⁰⁰

For

rezoning - Lower Huntington

ACCOUNT

HOW PAID

AMT. OF
ACCOUNT

50

CASH

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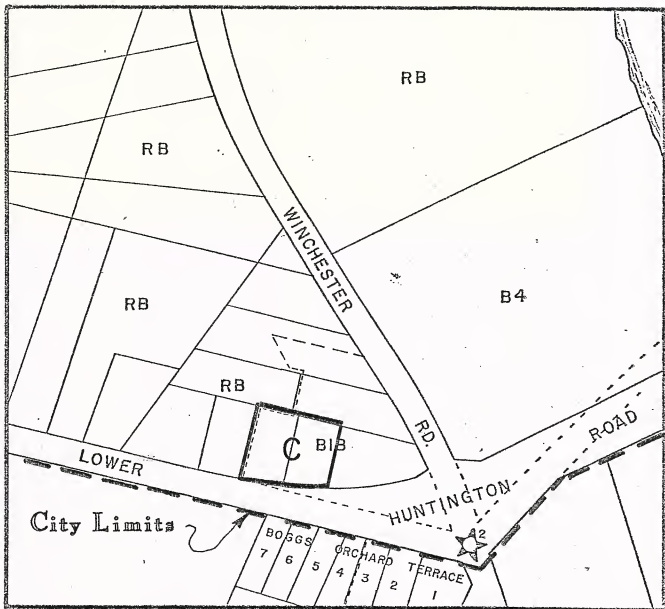
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CHECK

BALANCE
DUEMONEY
ORDER

BY

City Plan



"C" CHANGE FROM BIB TO A B3B

MAP AA-14
DATE DRAWN 7-14-76
DRAWN BY R.K.



3-7607-31

TO: COMMON COUNCIL OF THE
CITY OF FORT WAYNE, INDIANA

Date Filed _____

Intended Use _____

X/We MICHAEL J. WALKER and CHERYL J. WALKER, husband and wife

(Applicant's Name or Names)

do hereby petition your Honorable Body to amend the Zoning Map of Fort Wayne, Indiana, by reclassifying from a/xx B-1-B- district to a/xx B-3-B- district the property described as follows:

0.523 acres of land in part of Lot No. 7 in Godfrey's Partition of

Out Lots more particularly described in attached survey and legal

description as prepared by John R. Donovan, Registered Professional

Civil Engineer, survey dated 12-17-75, said survey being attached

hereto, made a part hereof, and marked "Exhibit A". (Also known as

528 Lower Huntington Rd., Fort Wayne, Indiana)

(Michael J. Walker and Cheryl J. Walker have signed an Agreement to

Purchase Real Estate, which Agreement is subject to this property being

rezoned B-3-B; Theodore V. Farlow and Mildred Farlow are the fee simple

(Legal Description)

owners of this real estate.)

(General Description for Planning Staff Use Only)

X/We, the undersigned, certify that X/xx/We are the owner(s) of fifty-one percentum (51%) or more of the property described in this petition.

Michael J. Walker

901 Lincoln Ave.

Fort Wayne, Indiana

Cheryl J. Walker

901 Lincoln Ave.

Fort Wayne, Indiana

Theodore V. Farlow

522 Lwr. Huntington Rd.

Fort Wayne, Indiana

Mildred Farlow

522 Lwr. Huntington Rd.

Fort Wayne, Indiana

(Name)

(Address)

Michael J. Walker
Cheryl J. Walker
Theodore V. Farlow
Mildred Farlow
(Signature)

Legal Description Checked By: _____

(City Engineer)

NOTE FOLLOWING RULES:

All requests for continuances or requests that ordinances be taken under advisement shall be filed in writing in the office of the City Plan Commission by noon on the Wednesday preceding the meeting of the City Plan Commission at which the ordinance is to be considered. If the request for a continuance or advisement is filed within the required time, the matter will not be put on the agenda for that meeting. It shall be the obligation of the petitioner to notify the same property owners which the Plan Commission had notified by mail that the hearing has been postponed or rescheduled and inform them of the time and place of the meeting at which the ordinance will be considered. All withdrawals of the ordinances must be made in writing prior to the Plan Commission's vote on the ordinance.

Name and address of preparer, attorney or agent:

Parrish, Eggers, Larson & Burt

James L. Larson
(Name)

13th Floor, Lincoln Bank

(Address)

743-4762

(Telephone Number)

By: James L. Larson

Twr., Ft. Wayne, Ind.

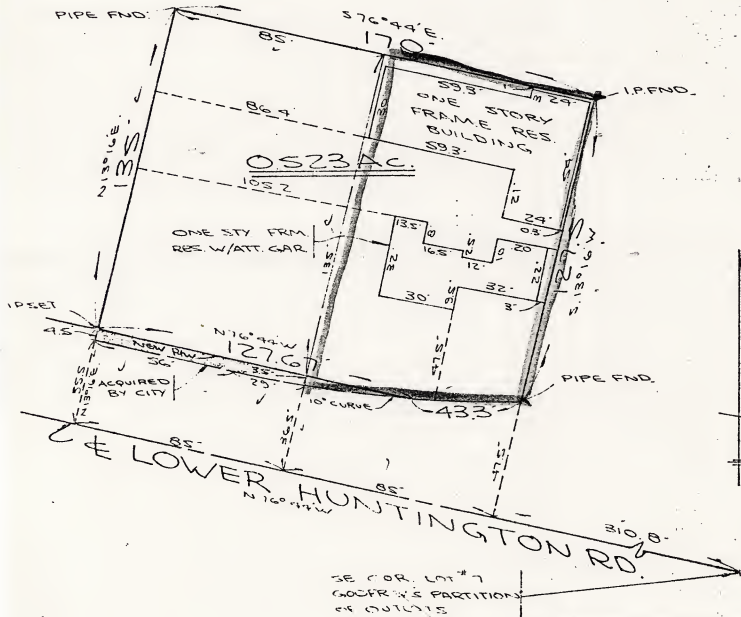
CITY PLAN COMMISSION, CITY-COUNTY BUILDING, Room # 880, ONE MAIN STREET, FORT WAYNE, INDIANA, 46802

Telephone Number: 423-7571

The undersigned Civil Engineer and Land Surveyor hereby certifies that he has made a resurvey of the real estate shown and described below.

Measurements were made and corners perpetuated as shown hereon, in accordance with the true and established lines of the property described, and in conformity with the records in the office of the County Recorder, ALLEN County, Indiana. No encroachments existed, except as noted below.

The description of the real estate is as follows, to wit: **SEE ATTACHED SHEET!**



"EXHIBIT A"



OFFICE OF:

JOHN R. DONOVAN

REGISTERED PROFESSIONAL CIVIL ENGINEER No. 9173 INDIANA

REGISTERED LAND SURVEYOR No. 9921 INDIANA

FORT WAYNE, INDIANA

The undersigned Civil Engineer and Land Surveyor hereby certifies that he has made a resurvey of the real estate shown and described below.

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The description of the real estate is as follows, to wit: Part of Lot 7 in Godfrey's Partition of Out Lots according to the plat thereof recorded in Plat Book 1, page 2, partitioned by W.H. Godhorn and J.S. Goshorn, Commissioners of Allen Circuit Court as shown in Order Book No. 22, page 112, 142 of said court; being a subdivision of Lots 3, 4, 7, and 14.25 acres of land off the Northeastly side of Lot 2 of the subdivision of Richardville Reserve, West of the St. Mary's River in Township 30 North, Range 12 East, made by Lewis Newberger, Commissioner, as recorded in Order Book "T", page 263, in Allen Circuit Court, more particularly described as follows:

Commencing at the Southeast corner of said Lot No. 7; thence North 76 degr. 44 min. West along the centerline of the original Lower Huntington Road, a distance of 480.8 feet; thence North 13 degr. 16 min. East on a line which is at right angles with said centerline of the original Lower Huntington Road, a distance of 35.5 feet for the point of beginning of the tract herein being described; thence continuing North 13 degr. 16 min. East a distance of 139.5 feet; thence South 76 degr. 44 min. East and parallel with said center line of the original Lower Huntington Road, a distance of 85 feet; thence South 13 degr. 16 min. West a distance of 138.5 feet to a point on the new North right-of-way line of Lower Huntington Road; thence Northwestwardly along said new North right-of-way line following a 10 degr. curve to the right, a distance of 29 feet to the point of tangency of said curve; thence North 76 degr. 44 min. West and parallel with said center line of the original Lower Huntington Road, a distance of 56 feet to the point of beginning, in Allen County, Indiana, containing 0.27 of an acre of land, more or less, together with part of Lot 7 in Godfrey's Partition of Out Lots according to the plat thereof recorded in Plat Book 1, page 2, partitioned by W.H. Goshorn and J.S. Goshorn, Commissioners of Allen Circuit Court as shown in Order Book No. 22, page 112, 142 of said court; being a subdivision of Lots 3, 4, 7, and 14.25 acres of land off the Northeastly side of Lot 2 of the subdivision of Richardville Reserve, West of the St. Marys River in Township 30 North, Range 12 East, made by Lewis Newberger, Commissioner, as recorded in Order Book "T", page 263, in Allen Circuit Court, more particularly described as follows: Commencing at the Southeast corner of said Lot No. 7; thence North 76 degr. 44 min. West along the center line of the original Lower Huntington Road, a distance of 395.8 feet; thence North 13 degr. 16 min. East on a line which is at right angles with said center line of the original Lower Huntington Road, a distance of 36.5 feet for the point of beginning of the tract herein described; thence continuing North 13 degr. 16 min. East a distance of 138.5 feet; thence South 76 degr. 44 min. East and parallel with said center line of the original Lower Huntington Road, a distance of 85 feet; thence South 13 degr. 16 min. West a distance of 127.5 feet to a point on the new North right-of-way line of the Lower Huntington Road; thence Northwestwardly along said new North right-of-way line following a 10 degr. curve to the right, a distance of 86 feet to the point of beginning, containing 0.26 of an acre of land, more or less.

"EXHIBIT A"





THE CITY OF FORT WAYNE

COMMUNITY DEVELOPMENT & PLANNING
division of long range planning and zoning

August 24, 1976

Held

Members of the Common Council
City-County Building
One Main Street
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a resolution pertaining to a zoning ordinance amendment acted upon by the City Plan Commission at their regular meeting held August 23, 1976. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance.

1. Bill No. Z-76-07-31
2. From "B1B" to "B3B"
3. Intended Use: Motorcycle repair shop
4. Plan Commission Recommendation: DO PASS

This ordinance received a DO PASS recommendation for the following reason:

- a. The existing character of the immediate area is already commercial. The Dennie Ditch appears to create a natural boundary between commercial and residential uses along the Lower Huntington Road west of the Winchester Road.

If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted,

COMMUNITY DEVELOPMENT AND PLANNING
Division of Long Range Planning
and Zoning

Gary F. Baeten (pr)

Gary F. Baeten
Land Use Administrator

GFB:Pr
ATT.



RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on July 27, 1976, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-76-07-31; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

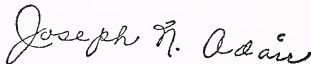
WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on August 16, 1976;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that a need has been shown for the Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the city, and the amendment will not be detrimental to and does not conflict with the overall city plan;

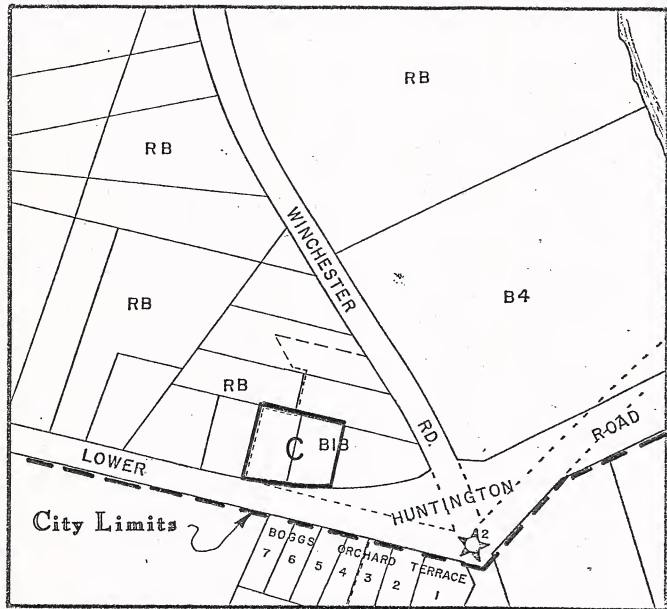
BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held August 23, 1976.

Certified and signed this
24th day of August, 1976.



Joseph N. Adair
Secretary



"C" CHANGE FROM BIB TO A B3B

MAP AA-14
DATE DRAWN 7-14-76
DRAWN BY R.K.



3-7607-31

TITLE OF ORDINANCE Zoning Map Amendment Ordinance

3-76-07-21

DEPARTMENT REQUESTING ORDINANCE CITY PLAN COMMISSION

SYNOPSIS OF ORDINANCE Petitioners are requesting the rezoning of
the following described property:

A parcel of ground, containing 1/2 acres, more or less, generally
located on the north side of Lower Huntington Road, and commonly
known as 528 Lower Huntington Road.

From "B1B" to "B3B"

EFFECT OF PASSAGE Property is presently zoned a "B1B" District -
Limited Business. Petitioners are requesting a "B3B" District -
General Business.

EFFECT OF NON-PASSAGE Property would remain a "B1B" District.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) none

ASSIGNED TO COMMITTEE (J.N.) Regulation JH



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

room 122

charles w. westerman, clerk

September 15, 1976

Miss Helen Libbing
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, Indiana 46802

Dear Miss Libbing:

Please give the attached full coverage on the dates of September 20 and September 27, 1976, in both the News Sentinel and Jurnal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, Indiana

Bill No. Z-76-07-31
Zoning Map Ordinance No. Z-13-76

Bill No. Z-76-05-16
(AS AMENDED)
Zoning Map Ordinance No. Z-12-76

Please send us (5) five copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely,

Charles W. Westerman
City Clerk

CWW/ne
ENCL: 2

Common Council of Fort Wayne
(Governmental Unit)

To THE NEWS-SENTINEL

Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set)
— number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

172

2

174

COMPUTATION OF CHARGES

174 lines, 1 columns wide equals 174 equivalent lines at 25¢
cents per line

\$ 45.07

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

1.50

TOTAL AMOUNT OF CLAIM

\$ 46.57

DATA FOR COMPUTING COST

Width of single column 9.9
inches

Size of type 5 1/2 point

Number of insertions 2

Size of quad upon which type is cast 5 1/2

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

V. E. Gerken

Date September 27, 1976

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana }
ALLEN County }

Personally appeared before me, a notary public in and for said county and state, the undersigned V. E. GERKEN who, being duly sworn, says that she is CLERK of the

NEWS-SENTINEL

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time s, the dates of publication being as follows:

9/20-27/76

Subscribed and sworn to before me this 27th day of September 1976

Notary Public

My commission expires September 28, 1979

CH COPY OF
ISEMENT HERE

33AL-5

Particularly described as follows: Commencing at the Southeast corner of said Lot No. 7; thence North 76 degrees 44 minutes West along the centerline of the original Lower Huntington Road, a distance of 488.8 feet; thence North 13 degrees 16 min. East on a line which is at right angles with said centerline of the original Lower Huntington Road, a distance of 35.5 feet for the point of beginning of the tract herein being described; thence continuing North 13 degrees 16 min. East a distance of 139.5 feet; thence South 76 degrees 44 min. East and parallel with said center line of the original Lower Huntington Road, a distance of 85 feet; thence South 13 degrees 16 min. West a distance of 138.5 feet to a point on the new North right-of-way line of Lower Huntington Road; thence Northwestwardly along said new North right-of-way line following a 19 degree curve to the right, a distance of 27 feet to the point of tangency of said curve; thence North 76 degrees 44 min. East a distance of 139.5 feet to the 15th day of September, 1976 and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 15th day of September, 1976.
CHARLES W. WESTERMAN
CITY CLERK

Notice is hereby given that on the 14th day of September, 1976, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following BILL NO. 2-13-76-07-31 Z-13-76 Zoning Map Ordinance, to-wit:

BILL NO. 2-13-76-07-31
ZONING MAP ORDINANCE NO. 2-13-76 AN ORDINANCE amending the City of Fort Wayne Zoning Map No. AA-14

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated a B-B-B District under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2059 and amendments thereof; and the symbols of the City of Fort Wayne Zoning Map No. AA-14, referred to therein, established by Section 9, Article III of said Chapter as amended, are hereby changed accordingly, to-wit:

Part of Lot 7 in Godfrey's Partition of Out Lots according to the plat thereof recorded in Plat Book 1, page 2, partitioned by W.H. Goshorn and J.S. Goshorn, Commissioners of Allen Circuit Court as shown in Order Book No. 22, page 172, 142 of said court; being a subdivision of Lots 3, 4, 7, and 14.25 acres of land off the Northeastly side of Lot 2 of the subdivision of Richardville Reserve, West of the St. Mary's River in Township 30 North, Range 12 East, made by Lewis Newberger, Commissioner, as recorded in Order Book "T", page 263 in Allen Circuit Court, more particularly described as follows: Commencing at the Southeast corner of said Lot No. 7, thence North 76 degrees 44 minutes West along the centerline of the original Lower Huntington Road, a distance of 480.8 feet; thence North 13 degrees 16 min. East on a line which is at right angles with said centerline of the original Lower Huntington Road, a distance of 35.5 feet for the point of beginning of the tract herein being described; thence continuing North 13 degrees 16 min. East a distance of 129.5 feet; thence South 76 degrees 44 min. East and parallel with said center line of the original Lower Huntington Road, a distance of 85 feet; thence South 13 degrees 16 min. West a distance of 128.5 feet to a point on the new North right-of-way line of Lower Huntington Road, thence Northwestwardly along said new North right-of-way line following a 10 degree curve to the right, a distance of 29 feet to the point of tangency of said curve; thence North 76 degrees 44 min. West and parallel with said center line of the original Lower Huntington Road, a distance of 56 feet to the point of beginning, in Allen County, Indiana, containing 0.27 of an acre of land, more or less, together with part of Lot 7 in Godfrey's Partition of Out Lots according to the plat thereof recorded in Plat Book 1, page 2, partitioned by W.H. Goshorn and J.S. Goshorn, Commissioners of Allen Circuit Court as shown in Order Book No. 22, page 172, 142 of said court; being a subdivision of Lots 3, 4, 7, and 14.25 acres of land off the Northeastly side of Lot 2 in the subdivision of Richardville Reserve, West of the St. Mary's River in Township 30 North, Range 12 East, made by Lewis Newberger, Commissioner, as recorded in Order Book "T", page 263, in Allen Circuit Court, more particularly described as follows: Commencing at the Southeast corner of said Lot No. 7, thence North 76 degrees 44 min. West along the center line of the original Lower Huntington Road, a distance of 35.5 feet; thence North 13 degrees 16 min. East on a line which is at right angles with said center line of the original Lower Huntington Road, a distance of 85 feet for the point of beginning of the tract herein being described; thence continuing North 13 degrees 16 min. East a distance of 129.5 feet; thence South 76 degrees 44 min. East and parallel with said center line of the original Lower Huntington Road, a distance of 127.5 feet to a point on the new North right-of-way line of the Lower Huntington Road, thence Northwestwardly along said new North right-of-way line following a 10 degree curve to the right, a distance of 29 feet to the point of beginning, containing 0.26 of an acre of land, more or less.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication thereof.

John Nuckols
Circuitman
Read the third time in full and on motion by Nuckols, seconded Hinga, and duly adopted, placed on its passage. PASSED by the following vote:
Ayes: Nine. Burns, Hinga, Hunter, Nuckols, D. O. Schmidt, V. Schmidt, Stier, Talarico
Nays: None
Date: 9-14-76
Charles W. Westernman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Zoning Map Ordinance No. 2-13-76 on the 14th day of September, 1976.

ATTEST: (SEAL)
Charles W. Westernman
City Clerk
James S. Stier
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 15th day of September, 1976, at the hour of 10:30 o'clock A.M., E.S.T.
Charles W. Westernman
City Clerk

Approved and signed by me this 15th day of September, 1976, at the hour of 11:30 o'clock A.M., E.S.T.
Robert E. Armstrong
Mayor

I, Charles W. Westernman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of Zoning Map Ordinance No. 2-13-76 passed by the Common Council on the 14th day of September, 1976, and that said Ordinance was duly signed and approved by the Mayor on the 15th day of September, 1976 and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 15th day of September, 1976.
CHARLES W. WESTERMAN
CITY CLERK

State Board of Accounts

City of Fort Wayne
(Municipal Unit)

County, Ind.

PUBLISHER'S CLAIM

General Form No. 99 P (Rev. 1967)

To JOURNAL-GAZETTE Dr.

FORT WAYNE, INDIANA

Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines

number of lines

number of lines

number of lines

Total number of lines in notice

CHARGES

lines, 1 columns wide equals 174 equivalent lines at .259¢ cents per line

\$ 45.07

al charge for notices containing rule or tabular work (50 per cent of above

1.50

or extra proofs of publication (50 cents for each proof in excess of two)

TOTAL AMOUNT OF CLAIM

\$ 46.57

PRINTING COST

single column items

Size of type 5 1/2 point

of insertions 2

Size of quad upon which type is cast 5 1/2

dition and penalties of Ch. 89, Acts 1967,

the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just part of the same has been paid.

Arvilla DeWald

7, 1976

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana
Allen County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the

JOURNAL-GAZETTE
a DAILY newspaper of general circulation printed and published

In the English language in the city of FORT WAYNE, INDIANA

In state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time s, the dates of publication being as follows:

9/20-27/76

Subscribed and sworn to before me this 27th day of September 1976

Arvilla DeWald

Notary Public

My commission expires September 28, 1979

To JOURNAL-GAZETTE Dr

FORT WAYNE, INDIANA

LINE COUNT

Head	number of lines
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Total number of lines in notice

COMPUTATION OF CHARGES

174 lines, 7 columns wide equals 174 equivalent lines at 25¢
cents per line

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

TOTAL AMOUNT OF CLAIM

DATA FOR COMPUTING COST

Width of single column items

Size of type $5\frac{1}{2}$ point

Number of insertions 2

Size of quad upon which type is cast... 5 1/2

Pursuant to the provision and penalties of Ch. 89, Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Amelia De Kald

Date September 27, 19 76

Title.....CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana } ss:
ALLEN County }

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the

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Subscribed and sworn to before me this 27th day of September 1976

My commission expires September 28, 1979

COPY OF
MENT HERE

[illegible]